

THURSDAY, MARCH 11, 1982

EIGHTIETH LEGISLATIVE DAY

The House met at 10:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Representative W. A. Richardson, Jr., of Maury County.

Representative Richardson led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present . . . . . 98

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

The Speaker announced that Representative Kelley was excused because of business.

CORRECTION TO JOURNAL

On March 8, 1982 (page 2388), House Bill No. 2239 is shown as

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

passing second consideration and held without reference. This is in error.

House Bill No. 2239 was referred to the Committee on Conservation and Environment.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

335--Relative to St. Patrick's Day Parade, Nashville;

349--Relative to honoring Melissa Hart;

357--Relative to congratulating Macon County High School;

367--Relative to congratulating Dale Ellis;

368--Relative to congratulating U.T. Coach Don DeVoe;

369--Relative to congratulating University of Tennessee basketball team; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

2320--To provide probate clerk, Williamson County;

2323--To grant jurisdiction, juvenile matters, Houston County; both passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 2269; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**SIGNED**

The Speaker announced that he had signed the following: Senate Bill No. 2269.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to return to the House, House Bills Nos.:

2016--To provide for Board of School Commissioners, Hardin County;

2062--To levy privilege tax on lodgings, Bristol;

2140--To repeal Chapter 147, Private Acts, 1953;

2153--To provide for Board of Education, Perry County;

2174--To amend Chapter 436, Private Acts, 1943;

2176--To set probate jurisdiction, Rhea County;

2214--To repeal Chapter 66, Private Acts, 1951;

2220--To increase litigation tax, Wilson County;

2226--To levy Mineral Severance Tax, Weakley County; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Joint Resolution No.:

248--Relative to congratulating Dana Kirk; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**CALENDAR**

House Bill No. 1474--To provide for alternate, Tennessee Student Assistance Corporation.

Mr. Henry (Blount) moved that House Bill No. 1474 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	91
Noes . . . . .	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain,

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

A motion to reconsider was tabled.

Mr. Yelton moved that House Bill No. 1611 be placed on the Calendar for Thursday, March 18, 1982, which motion prevailed.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

House Bill No. 2043--To enact Consumer Warranty Protection Act.

Mr. Ellis moved that House Bill No. 2043 be passed on third and final consideration.

Mr. Ellis moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 2043 by deleting from Section 3, subsection (h) the word "relationship" and substituting instead the word "entity".

FURTHER AMEND by deleting from Section 3, subsection (k), the words "as defined in subdivision (h)" and by substituting instead the words "as defined in subdivision (i)".

FURTHER AMEND by deleting from Section 3, subsection (n) in its entirety.

FURTHER AMEND by deleting from Section 4, subsection (b), item (3) in its entirety and by substituting instead the following:

(3) The duration of the implied warranty of merchantability and where present the implied warranty of fitness shall be co-extensive in duration with an express warranty which accompanies the consumer goods as long as the duration of the express warranty is reasonable. Provided, however, an implied warranty shall have a duration of thirty (30) days following the sale of new consumer goods to a retail buyer. Where no duration for an express warranty is stated with respect to consumer goods,

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

or parts thereof, the duration of the implied warranty shall be the period prescribed above.

**FURTHER AMEND** by deleting from Section 4, subsection (c), items (1) and (2) in their entirety and by substituting instead the following language as new item (1):

The implied warranties of merchantability and fitness shall not be disclaimed unless disclaimed pursuant to the provisions of Tennessee Code Annotated, Section 47-2-316.

**FURTHER AMEND** by renumbering the remaining item of Section 4, subsection (c) accordingly.

**FURTHER AMEND** by deleting the language designated as Section 4 on page 6 of the original bill in its entirety and by substituting instead the following:

(e) Any buyer of consumer goods injured by a breach of the implied warranty of merchantability, and where applicable by a breach of the implied warranty of fitness has the remedies provided in Tennessee Code Annotated, Title 47, Chapter 2.

**FURTHER AMEND** by deleting Section 5, 6, 7, 8, 9, and 10 in their entirety and by renumbering the subsequent sections accordingly.

Mr. Cobb moved that House Bill No. 2043 be placed on the Calendar for Thursday, March 18, 1982.

Mr. Ellis moved that the motion be tabled, which motion failed.

Thereupon, on motion, the motion to place House Bill No. 2043 on the Calendar for Thursday, March 18, 1982 prevailed.

**RULES SUSPENDED**

Mr. Gill filed the following motion, which motion prevailed.

**MR. SPEAKER:**

The House having decided not to meet in Regular Session on Monday next and your Committee on Calendar and Rules having previously set a Calendar for the House's consideration on Monday next, I move you, sir, that Rule No. 48 of our Rules of Order be suspended so that the Calendar for Monday next be re-set as follows:

House Bill No. 916 sponsored by Mr. Withers

House Bill No. 1468 sponsored by Mr. Huskey

House Bill No. 111 sponsored by Mr. Wix

House Bill No. 1500 sponsored by Mr. Wix, and

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

House Bill No. 2118 sponsored by Mr. Severance, be placed at the head of the Calendar for Wednesday next.

House Bill No. 1574 sponsored by Mr. Severance

House Bill No. 1910 sponsored by Mr. Chiles

House Bill No. 1780 sponsored by Mr. Chiles

House Bill No. 1467 sponsored by Mr. Huskey, and

House Bill No. 1771 sponsored by Mr. Ford, be placed at the head of the Calendar for Thursday next.

Mr. Gill further moved that the Consent Calendar be considered next Wednesday, which motion prevailed.

Mr. Burnett moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 377 out of order, which motion prevailed.

House Joint Resolution No. 377--Relative to recess, House of Representatives--By Burnett and Henry (Roane).

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Burnett, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Pickering moved that the rules be suspended for the purpose of considering House Bill No. 2260 out of order, which motion prevailed.

House Bill No. 2260--To grant juvenile jurisdiction to Sessions Court, Houston County.

On motion, House Bill No. 2260 was made to conform with Senate Bill No. 2323.

On motion, Senate Bill No. 2323, on same subject, was substituted for House Bill No. 2260.

Mr. Pickering moved that Senate Bill No. 2323 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	96
Noes . . . . .	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett),

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

Mr. Bivens moved that House Bill No. 1913 be placed on the Calendar for Thursday, March 25, 1982, which motion prevailed.

House Bill No. 1916--To make certain provisions, airport limousines.

On motion, House Bill No. 1916 was made to conform with Senate Bill No. 1495.

On motion, Senate Bill No. 1495, on same subject, was substituted for House Bill No. 1916.

Mr. Scruggs moved that Senate Bill No. 1495 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	97
Noes . . . . .	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 2004--To regulate bells and whistles, railroads.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Mr. Scruggs moved that House Bill No. 2004 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	94
Noes . . . . .	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representatives voting no were: Bragg and Pickering--2.

A motion to reconsider was tabled.

House Bill No. 1561--To repeal Section 5-5-201, Code.

On motion, House Bill No. 1561 was made to conform with Senate Bill No. 1511.

On motion, Senate Bill No. 1511, on same subject, was substituted for House Bill No. 1561.

Ms. Bell (Knox) moved that Senate Bill No. 1511 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	93
Noes . . . . .	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir,



**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

House Bill No. 1833--To provide for expunction, certain public records.

Ms. Bell (Knox) moved that House Bill No. 1833 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	96
Noes . . . . .	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 1832--To make certain provisions, uninsured motor vehicle coverage.

Ms. Bell (Knox) moved that House Bill No. 1832 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	73
Noes . . . . .	19
Present and not voting . . . . .	3

Representatives voting aye were: Baker, Bell (Knox), Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Davidson, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dispayne, Duer, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, King (Shelby), King (Washington), McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Owen, Percy, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Shockley, Sir,

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Spence, Stallings, Starnes, Sterling, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--73.

Representatives voting no were: Akard, Bell (Wilson), Carter, Copeland, Crain, Davis (Gibson), Dills, Duncan, Henry (Blount), Lashlee, McAfee, Naifeh, Phillips, Severance, Small, Smith, Stafford, Tanner and Wolfe--19.

Representatives present and not voting were: Bragg, Covington and Love--3.

A motion to reconsider was tabled.

Mr. Wallace moved that the rules be suspended for the purpose of considering House Bills Nos. 2237 and 2238 out of order, which motion prevailed.

House Bill No. 2237--To provide for General Sessions Court, Madison County.

Mr. Wallace moved that House Bill No. 2237 be passed on third and final consideration.

Mr. Wallace moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 2237 by deleting Sections 1 through 3, inclusive, and by substituting in lieu thereof the following sections:

SECTION 1. Chapter 50 of the Private Acts of 1941 is amended by deleting the second paragraph of Section 1 in its entirety and by substituting in lieu thereof the following paragraphs:

The Court of General Sessions of Madison County shall consist of two divisions. One such division shall be designated as "Division I" and the other division shall be designated as "Division II." There shall be two full-time judges of the court. One such judge shall preside over Division I, and the other such judge shall preside over Division II.

Court rooms and adequate facilities for the court and its judges shall be provided in the court house at Jackson or elsewhere in the city of Jackson; and it shall be the duty of the county executive to make provisions therefor, and to provide necessary dockets, furnishings, supplies and all necessary equipment for the proper maintenance of the court. The expenses of the court shall be paid from the general fund of the county.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

SECTION 2. Chapter 50 of the Private Acts of 1941 is amended by deleting Section 2 in its entirety and by substituting in lieu thereof the following:

SECTION 2. Be it further enacted, That the Court of General Sessions of Madison County is hereby vested with all jurisdiction and shall exercise the authority conferred by general law upon courts of general sessions in civil and criminal cases. The court shall also be vested with all jurisdiction, powers, duties, and authority relating to the probate of wills and the administration of estates and related matters. The court shall also be vested with all juvenile jurisdiction, and related powers, duties, and authority previously vested in the county judge or in any other local official pursuant to the provisions of any general or local act.

Civil and criminal cases and related matters within the general jurisdiction of the courts of general sessions of the state shall be tried or heard in Division I. Juvenile and probate cases and related matters shall be tried or heard in Division II. Provided, however, nothing contained within the provisions of this act shall be construed to prohibit either of the judges of the court from hearing cases in either of the divisions of the court at the designation of the presiding judge.

The court of general sessions is hereby vested with concurrent jurisdiction with trial courts of record to grant fiats for the issuance of restraining orders, injunctions, and attachment. The court shall have the same power of contempt as trial courts of record possess.

SECTION 3. Chapter 50 of the Private Acts of 1941 is amended by deleting from Section 3 the words and figures "under Section 9080 of the Code of Tennessee" and by substituting in lieu thereof the words and figures "under Tennessee Code Annotated, Section 20-12-127".

SECTION 4. Chapter 50 of the Private Acts of 1941 is amended by deleting Sections 4, 5, and 8 in their entirety.

SECTION 5. Chapter 50 of the Private Acts of 1941 is amended by deleting Section 13 in its entirety and by substituting in lieu thereof the following:

SECTION 13. Both of the judges of the court of general sessions shall possess the qualifications and shall serve the same term of office as provided by the Constitution of the State of Tennessee, and by general law, for judges of inferior courts and shall be learned in the law as evidenced by possession of a valid license to practice law in the

state of Tennessee. The oath of office shall be the same as that prescribed for trial judges of courts of record.

The judge presiding over Division I shall be the presiding judge of the Court of General Sessions of Madison County, Tennessee for the one year period beginning on September 1, 1982. Thereafter, the office of presiding judge of the court shall annually alternate between the judges of the two divisions with each such term of office as presiding judge of the court to begin on September 1.

The presiding judge of the court shall be responsible for the general oversight and administration of the court. He shall be responsible for scheduling the work assignments of the judges and for coordinating such interchange between the judges as may be necessitated by the volume of the case load in either or both of the divisions or by the sickness or absence of either of the judges. The presiding judge shall exercise such other administrative duties as may be appropriate and necessary for the orderly and efficient operation of the court.

In the event of the unavailability of the presiding judge at a time when an administrative action is required, the other judge of the court shall be authorized to take such action.

**SECTION 6.** Chapter 50 of the Private Acts of 1941, as amended by Chapter 181 of the Private Acts of 1955, Chapter 387 of the Private Acts of 1972, and all other acts amendatory thereto, is amended by deleting Section 14 in its entirety and by substituting in lieu thereof the following:

**SECTION 14.** Be It Further Enacted, That the compensation for each of the judges of the court of general sessions shall be forty-two thousand dollars (\$42,000.00) per annum and shall be paid in equal monthly installments from the general fund of the county. Such compensation shall be adjusted each year in accordance with the formula established by general law for determining annual salary adjustments for judges of trial courts.

In addition, the county legislative body may provide such secretarial, office, and other expense allowances for the judges as is deemed necessary and proper.

**SECTION 7.** Chapter 50 of the Private Acts of 1941 is amended by deleting Section 15 in its entirety and by substituting in lieu thereof the following:

**SECTION 15.** Be It Further Enacted, That the judges of the court of general sessions shall be elected by the qualified voters of Madison County at the regular August general election of 1982, and every eight years thereafter,

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

and shall take office on September 1, 1982. In the 1982 election, and in each succeeding election, the candidates for judge of the court shall designate and qualify to run either for Judge of the Court of General Sessions, Division I or for Judge of the Court of General Sessions, Division II. During no election shall any candidate designate and qualify to run for judge of Division I and for judge of Division II.

**SECTION 8.** Chapter 50 of the Private Acts of 1941 is amended by adding the following language to the end of the section:

The County Clerk of Madison County shall act as Clerk of the Court of General Sessions for all matters involving probate cases and proceedings. The juvenile Court Clerk of Madison County shall act as Clerk of the Court of General Sessions for all matters involving juvenile cases and proceedings. The fees, commissions, emoluments, duties, authority and responsibilities of the clerks of the Court of General Sessions shall be the same as provided by general law for a clerk of a court of general sessions, a clerk of a juvenile court, and a clerk of a probate court.

Nothing contained in this act shall be construed to affect or alter the duties, responsibilities, fees, and jurisdictions of the office of clerk of the probate, juvenile, or general sessions courts of Madison County. The County Clerk shall continue to serve as clerk for all probate matters. The juvenile Court Clerk shall continue to serve as the clerk for all juvenile matters. The Circuit Court Clerk shall continue to serve as clerk in all other matters within the jurisdiction of the general session court.

**SECTION 9.** Chapter 286 of the Private Acts of 1963 is amended by deleting Section 1 in its entirety and by substituting in lieu thereof the following:

**SECTION 1.** Be It Enacted By The General Assembly Of The State Of Tennessee, That there is hereby created in and for Madison County, Tennessee, a court with the title and style of Juvenile Court of Madison County, Tennessee. Such court shall be the Court of General Sessions, Division II.

**SECTION 10.** Chapter 286 of the Private Acts of 1963, is amended by deleting Section 2 in its entirety and by substituting in lieu thereof the following:

**SECTION 2.** Be It Further Enacted, That the Juvenile Court of Madison County shall have all jurisdiction, powers, duties, and authority concerning juvenile cases, and related matters, possessed or exercised by the County Judge of

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Madison County on August 31, 1982, pursuant to the provisions of any valid private act or general law.

**SECTION 11.** Chapter 286 of the Private Acts of 1963, is amended by deleting the word and punctuation "Tennessee." and by substituting in lieu thereof the words and punctuation "Tennessee, Division II."

**SECTION 12.** Chapter 286 of the Private Acts of 1963, is amended by deleting Section 4 in its entirety.

**SECTION 13.** If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

**SECTION 14.** This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Madison County on or before March 31, 1982. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body and certified by him to the Secretary of State.

**SECTION 15.** For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 14; provided, however, that the provisions of this act shall not be implemented to take effect prior to September 1, 1982.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2237, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	93
Noes . . . . .	0
Present and not voting . . . . .	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duer, Duncan, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings,

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

Representative present and not voting was: DeBerry--1.

A motion to reconsider was tabled.

House Bill No. 2238--To provide for general sessions court, Madison County.

Mr. Wallace moved that House Bill No. 2238 be passed on third and final consideration.

Mr. Wallace moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 2238 by deleting Section 1 in its entirety and by substituting in lieu thereof the following:

SECTION 1. Chapter 50 of the Private Acts of 1941, as amended by Chapter 181 of the Private Acts of 1955, Chapter 387 of the Private Acts of 1972, and all other acts amendatory thereto, is amended by deleting Section 14 in its entirety and by substituting in lieu thereof the following:

SECTION 14. Be it further enacted, that the compensation of said judge shall be forty-two thousand dollars (\$42,000.00) per annum and shall be paid in equal monthly installments from the general fund of the County. Such compensation shall be adjusted each year in accordance with the formula established by general law for annual salary adjustments for judges of trial courts.

AND FURTHER AMEND by renumbering Section 2 and 3 as Sections 4 and 5, respectively, and by inserting the following language as Sections 2 and 3:

SECTION 2. Chapter 286 of the Private Acts of 1963 is amended by deleting Section 4 in its entirety.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2238, as amended, passed its third and final consideration by the following vote:

**THURSDAY, MARCH 11, 1932--80th LEGISLATIVE DAY**

Ayes . . . . . 96  
Noes . . . . . 0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

Mr. Gill moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 248 out of order, which motion prevailed.

Senate Joint Resolution No. 248--Relative to congratulating Dana Kirk.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Gill, the resolution was concurred in.

A motion to reconsider was tabled.

House Bill No. 1831--To regulate certain suits against municipal corporations.

On motion, House Bill No. 1831 was made to conform with Senate Bill No. 1783.

On motion, Senate Bill No. 1783, on same subject, was substituted for House Bill No. 1831.

Ms. Bell (Knox) moved that Senate Bill No. 1783 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . . 98  
Noes . . . . . 0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter,



**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

House Bill No. 1565--To regulate reimbursement, insurance coverage.

On motion, House Bill No. 1565 was made to conform with Senate Bill No. 1744.

On motion, Senate Bill No. 1744, on same subject, was substituted for House Bill No. 1565.

Ms. Bell (Knox) moved that Senate Bill No. 1744 be passed on third and final consideration.

Mr. Murphy (Davidson) moved to amend as follows:

**AMENDMENT NO. 1**

Amend Senate Bill No. 1744 by changing the period following the word "located" at the end of the amendatory language of Section 1 to a semi-colon and by adding the following:

or, (3) Which is a family and children's counselling clinic accredited by the Council on Accreditation of Services for Families and Children for the counselling services for which clinic is accredited.

AND FURTHER AMEND by adding the following new section to be numbered Section 3 and renumbering the subsequent sections accordingly:

SECTION 3. Tennessee Code Annotated, Section 56-7-1003, subsection (a) (2), is amended by changing the period following the word "facility" at the end of item (2) to a semi-colon and by adding the following:

or, (3) A community mental health center as defined in subsection (d) of this section.

On motion, the amendment was adopted.

Mr. Robertson moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1744 by inserting the following language after Section 2 and by renumbering the subsequent sections accordingly:

Section 3. Tennessee Code Annotated, Section 56-7-108 (a) is amended by inserting the words and punctuation ", counseling, or school" between the words "licensed clinical" and "psychologist as defined by Chapter 11 of Title 63" and also between the words "or clinical" and "psychologist not to exceed the percentage of reimbursement".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1744, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	96
Noes . . . . .	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 1552--To exempt certain products severed from ground.

On motion, House Bill No. 1552 was made to conform with Senate Bill No. 1615.

On motion, Senate Bill No. 1615, on same subject, was substituted for House Bill No. 1552.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Mr. Naifeh moved that Senate Bill No. 1615 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

**AMENDMENT NO. 1**

Amend Senate Bill No. 1615

**DIVISION 1**

by adding the following language as a new Section 4 immediately preceding the effective date section, renumbering the effective date section accordingly:

**SECTION 4.** The provisions of this act shall not apply to any county having a private act levying a tax on said natural minerals stated in this legislation with a population of not less than fourteen thousand nine hundred (14,900) nor more than fourteen thousand nine hundred twenty-five (14,925) according to the 1980 federal census of population or any subsequent federal census.

**DIVISION 2**

**AND FURTHER AMEND** by deleting the words "phosphate rock,"

wherever they appear in Sections 1 and 2.

Mr. Covington requested a division of the question on Amendment No. 1.

Mr. Love moved that Division No. 1 of Amendment No. 1 be adopted.

Mr. Rhinehart moved that Senate Bill No. 1615 be placed on the Calendar for Monday, March 22, 1982, which motion prevailed.

House Bill No. 1893--to regulate voting rights, certain municipal corporations.

Mr. Phillips moved that House Bill No. 1893 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	94
Noes . . . . .	0
Present and not voting . . . . .	1

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill,

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representative present and not voting was: Brewer--1.

A motion to reconsider was tabled.

House Bill No. 1014--To require sale, motor wreckage to licensed recyclers.

Mr. McKinney moved that House Bill No. 1014 be passed on third and final consideration.

Mr. Smith moved to amend as follows:

**AMENDMENT NO. 2**

Amend House Bill No. 1014 by adding the following new section immediately preceeding the final section and by renumbering the final section accordingly:

SECTION \_\_\_\_ . Tennessee Code Annotated, Section 55-3-130 is further amended by adding the following new paragraph:

Any person, firm or corporation who sells or otherwise disposes of a motor vehicle as wreckage or salvage, or who scraps, dismantles, or destroys such vehicle shall, in addition to surrendering the certificate of title to such vehicle as required by this section, surrender the manufacturer's serial plates to such vehicle in the same manner and within the same time as the title is surrendered. Insurance companies shall be covered by the provisions of this paragraph to the same extent as they are required to surrender certificates of title under this section.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1014, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	94
Noes . . . . .	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Byrd, Carter,

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representatives voting no were: Buck, Cobb and Murray--3.

A motion to reconsider was tabled.

House Bill No. 1664--To enact the Municipal Budget Law of 1982.

On motion, House Bill No. 1664 was made to conform with Senate Bill No. 1760.

On motion, Senate Bill No. 1760, on same subject, was substituted for House Bill No. 1664.

Mr. Bragg moved that Senate Bill No. 1760 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	93
Noes . . . . .	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

Representative voting no was: Scruggs--1.

A motion to reconsider was tabled.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

House Bill No. 1614--To provide warning devices on certain vehicles.

Mr. Tanner moved that House Bill No. 1614 be passed on third and final consideration.

Mr. Robinson (Davidson) moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 1614 by adding to the amendatory language in Section 2, a new sentence as follows:

The chief of any volunteer fire department shall be responsible for assuring that the member who has placed a warning device on his vehicle removes such device when that person ceases to be a member of that volunteer fire department.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1614, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	96
Noes . . . . .	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

Mr. Speaker McWherter resumed the Chair.

**FURTHER CONSIDERATION OF HOUSE BILL NO. 1620**

House Bill No. 1620--To amend pharmacy laws.

Mr. Rhinehart moved that House Bill No. 1620 be passed on third and final consideration.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

On motion, Amendment No. 2, as divided was withdrawn.

Mr. Starnes moved to amend as follows:

**AMENDMENT NO. 3**

Amend House Bill No. 1620 by deleting Section 3 of the House Finance Ways and Means Committee amendment No. 1 in its entirety and substituting instead the following:

Section 3. Tennessee Code Annotated, Title 63 Chapter 10, is amended by adding the following new Section:

Any drugs dispensed by the Tennessee Department of Public Health or local health departments in traditional services including family planning, maternal and child health, tuberculosis, and venereal disease must be approved by the Board of Pharmacy as not subject to abuse. Such approval shall be in the form of duly promulgated rules pursuant to Tennessee Code Annotated Section 4-5-101 et. seq., except that drugs currently in use shall be deemed approved until such regulations are promulgated by the Board. Inventory controls, accountability, repackaging, security, storage and distribution of such drugs shall be under the supervision of a pharmacist at the regional level.

On motion, the amendment was adopted.

Mr. Rhinehart moved to amend as follows:

**AMENDMENT NO. 4**

Amend House Bill No. 1620 by deleting the second amendatory clause by substituting instead the following:

AND FURTHER AMEND by deleting Section 2 in its entirety and by substituting instead the following:

Tennessee Code Annotated, Section 63-1001, Subsection (e), Item (6), is amended by deleting the item in its entirety and by substituting instead the following:

(6) "Person" means any individual, partnership, association, corporation, and the State of Tennessee, its departments, agencies, and employees, and the political subdivisions of Tennessee and their departments, agencies, and employees, except the Tennessee Department of Public Health and local health departments.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1620, as amended, passed its third and final consideration by the following vote:

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Ayes . . . . . 96  
Noes . . . . . 0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensfley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 1443--To change districts fifty through sixty, Davidson County.

Mr. Murphy (Davidson) moved that House Bill No. 1443 be passed on third and final consideration.

Mr. Murphy (Davidson) moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 1443 by adding the following new sections immediately before the effective date section and renumbering the subsequent section accordingly:

**SECTION \_\_\_\_.** Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-fourth District the words "then east on Michigan Avenue extended to its intersection with the L & N railroad tracks;" and by substituting instead the words "then east on Michigan Avenue to its intersection with Forty-fourth Avenue; then north on Forty-fourth Avenue to its intersection with the L & N railroad tracks;".

**SECTION \_\_\_\_.** Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-sixth District the words "then west on Woodmont Boulevard to the property line of the Sugartree Development; then south then west along such property line to the point of intersection with the eastern boundary line of the Belle Meade Corporate limits;" and by substituting instead the words "then west on Woodmont Boulevard to its intersection with Woodmont Lane; then south on Woodmont Lane to Sugartree Creek; then west along Sugartree Creek



**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

to the point of intersection with the eastern boundary line of the Belle Meade corporate limits;"

SECTION \_\_\_. Tennessee Code Annotated, Section 3-1-103 (d) is amended by deleting from the description of the Fifty-seventh District the words "then north along the Belle Mead Corporate limits to the property line of the Sugartree Development; then east then north along the property line of the Sugartree Development to Woodmont Boulevard;" and by substituting instead the words "then north along the Belle Meade Corporate limits to Sugartree Creek; then east along Sugartree Creek to Woodmont Lane; then north on Woodmont Lane to its intersection with Woodmont Boulevard;".

SECTION \_\_\_. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-seventh District the words "then east on Woodlawn Drive to its intersection with Ensworth Avenue; then north on Ensworth Avenue to its intersection with U.S. Highway 70; then west on U.S. Highway 70 to its intersection with Bosley Springs Drive;" and by substituting instead the words "then east and northwest on Woodlawn Drive across U.S. Highway 70 to Bosley Springs Drive;".

SECTION \_\_\_. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-fourth District the words "then north on the proposed path of Interstate Highway 440 to Elkins Avenue; then west on Elkins Avenue to its intersection with Thirty-sixth Avenue; then north on Thirty-sixth Avenue to its intersection with Charlotte Avenue then west on Charlotte Avenue to the proposed path of Interstate Highway 440;".

SECTION \_\_\_. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-sixth District the words "then southwest on West End Avenue to its intersection with Twenty-fifth Avenue North;" and by substituting instead the words "then southwest on West End Avenue to its intersection with Twenty-third Avenue North; then north on Twenty-third Avenue North to its intersection with Brandau Place; then west on Brandau place to its intersection with Twenty-fourth Avenue North; then south on Twenty-fourth Avenue North to its intersection with West End Avenue; then southwest on West End Avenue to its intersection with Twenty-fifth Avenue North;".

SECTION \_\_\_. Tennessee Code Annotated, Section 3-1-103 (d) is amended by deleting from the description of the Fifty-sixth District the words "then west on Thompson Lane to its intersection with Franklin Pike; then south on Franklin Pike to its intersection with Caldwell Lane;" and by substituting instead the words "then west on Thompson Lane to Woodmont Boulevard; then west on Woodmont Boulevard to its intersection with a northerly extension of the Oak Hill corporate limits boundary line; then

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

south along the boundary line of the Oak Hill corporate limits to its intersection with Caldwell Lane;"

SECTION \_\_\_\_ . Tennessee Code Annotated, Section 3-1-103 (d) is amended by deleting from the description of the Fifty-eighth District the words "then east on Marina Street to its intersection with Neill Avenue;" and by substituting instead the words "then west on Marina Street to its intersection with North Ninth Street; then north on North Ninth Street to its intersection with Mansfield Street; then west on Mansfield Street to its intersection with Neill Avenue;"

SECTION \_\_\_\_ . Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-eighth District the words "then south on McFerrin Avenue to its intersection with Marina Street;" and by substituting instead the words "then east on Mansfield Street to its intersection with Gallatin Road; then south on Gallatin Road to Main Street; then southwest on Main Street to its intersection with McFerrin Avenue; then north on McFerrin Avenue to its intersection with Marina Street;"

SECTION \_\_\_\_ . Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fiftieth District the words "then east on Trinity Lane to its intersection with Dickerson Pike; then north on Dickerson Pike to the Tennessee Valley Authority transmission line; then west along the Tennessee Valley Authority transmission line to Interstate Highway 65;" and by substituting instead the words "then east on Trinity Lane to interstate Highway 65;"

SECTION \_\_\_\_ . Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-second District the words "then south on Interstate Highway 65 to the Tennessee Valley Authority transmission line; then east along the Tennessee Valley Authority transmission line to Dickerson Pike;" and by substituting instead the words "then south on Interstate Highway 65 to Trinity Lane; then east on Trinity Lane to its intersection with Dickerson Pike;"

SECTION \_\_\_\_ . Tennessee Code Annotated, Section 3-1-103 (d) is amended by deleting from the description of the Fifty-second District the words "then south on Dickerson Pike to its intersection with Marie Street; then east on Marie Street to its intersection with Meridian Street; then south on Meridian Street to its intersection with Douglas Avenue;" and by substituting instead the words "then south on Dickerson Pike to its intersection with Douglas Avenue;"

SECTION \_\_\_\_ . Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-eighth District the words "then southward, eastward and southward along the western boundary of state representative district 52 to the

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

intersection of McFerrin Avenue and Mansfield Street;" and by substituting instead the words "then along the western boundary of state representative district 52 to the intersection of McFerrin Avenue and Mansfield Street;".

SECTION \_\_. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fiftieth District the words "then following L & N railroad tracks north to its intersection with Linda Lane; then west on Linda Lane to its intersection with Gibson Drive; then north on Gibson Drive to its intersection with Old Hickory Boulevard; then east on Old Hickory Boulevard to its intersection with the L & N railroad tracks;".

SECTION \_\_. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-sixth District the words "then south on Bowling Avenue to its intersection with Whitland Avenue; then southwest on Whitland Avenue to its intersection with Leonard Avenue; then south on Leonard Avenue to its intersection with Rolland Road; then east on Rolland Road to its intersection with Bowling Avenue;".

SECTION \_\_. Tennessee Code Annotated Section 3-1-103 (d), is amended by deleting from the description of the Fifty-second District the words "then along Mill Creek to Sims Branch; then along Sims Branch to Briley Parkway; then north on Briley Parkway to its intersection with Lebanon Pike;" and by substituting instead the words "then along Mill Creek to Lebanon Pike;".

SECTION \_\_. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fiftieth District the words "then southwest on Buena Vista Pike to its intersection with Cliff Drive; then southeast and southwest on Cliff Drive to its intersection with Clarksville Pike;" and by substituting instead the words "then southwest on Buena Vista Pike to its intersection with Clarksville Pike;".

FURTHER AMEND by deleting Section 3 of the original bill in its entirety and renumbering the subsequent sections accordingly.

FURTHER AMEND by adding the following new sections immediately before the effective date section and by renumbering such subsequent section accordingly:

SECTION \_\_. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-seventh District the following language:

then southwest on Post Road to its intersection with Davidson Road; then west on Davidson Road to its intersection with Robin Hill Road; then south on Robin Hill Road to its intersection with Gun Club Road; then west on Gun Club Road to its intersection with Vosswood Drive; then north on Vosswood Drive to its intersection with Davidson

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Road; then east on Davidson Road to its intersection with Hickory Valley Road; then northeast on Hickory Valley Road to its intersection with Greeley Drive; then northwest on Greeley Drive to its intersection with Georgetown Drive;

and substituting instead the following:

then southwest on Post Road to the westernmost point of the boundary of the Postwood Apartment complex; then southeast and northeast along the boundary of the Postwood Apartment complex to White Bridge Road; then southeast on White Bridge Road to the L & N railroad tracks; then southwest along the L & N railroad tracks to Hillwood Drive; then northwest on Hillwood Drive to its intersection with Wilsonia Avenue; then northwest on Wilsonia Avenue to the easternmost point of the boundary line of the property of the Hillwood Golf Course; then along the northern boundary of the Hillwood Golf Course to Hickory Valley Road; then north on Hickory Valley Road to its intersection with Huckleberry Road; then west on Huckleberry Road to its intersection with Greeley Drive; then south on Greeley Drive to its intersection with Georgetown Drive;

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Fifty-seventh District the following language:

then west on Brownlee Drive to its intersection with Currywood Drive; then northwest on Currywood Drive to its intersection with Windrowe Drive; then north on Windrowe Drive to its intersection with Davidson Drive; then north on Davidson Drive to its intersection with Shawnee Drive; then northeast on Shawnee Drive to its intersection with Mohawk Drive; then west on Mohawk Drive to its intersection with Davidson Drive; then north on Davidson Drive to Interstate Highway 40;

and substituting instead the following:

then west on Brownlee Drive to its intersection with Rodney Drive; then north on Rodney Drive to its intersection with Shawnee Drive; then east on Shawnee Drive to its intersection with Downey Drive; then north on Downey Drive to its intersection with Mohawk Drive; then north on Mohawk to Interstate Highway 40;

On motion, the amendment was adopted.

Thereupon, House Bill No. 1443, as amended, passed its third and final consideration by the following vote:

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Ayes . . . . .	92
Noes . . . . .	0
Present and not voting . . . . .	2

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representatives present and not voting were: Duncan and Small--2.

A motion to reconsider was tabled.

House Bill No. 1917--To create the Tellico Reservoir Development Agency.

Mr. Stafford moved that House Bill No. 1917 be passed on third and final consideration.

Mr. Hillis moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 1917 by deleting subdivision (2) (D) of Section 4 and substituting instead the following:

(D) The agency is hereby declared to be performing a public function on behalf of the state and the municipalities which constitute and are represented on its board of directors. Accordingly, the agency and all properties at any time owned by it and the income and revenues therefrom and all bonds issued by it and the income therefrom shall be exempt from all taxation in the State of Tennessee. Also for purposes of the Securities Law of 1955, compiled as Sections 48-1601 through 48-1648, and any amendment thereto or substitution therefor, bonds issued by the agency shall be deemed to be securities issued by a public instrumentality or a political subdivision of the state of Tennessee.

AND FURTHER AMEND in Section 4 by adding a new item, as follows, at the end of subdivision (1):

(P) To provide for the comprehensive development of the development lands through construction of facilities, including, without limitation, roads, water treatment and distribution systems, waste water treatment and collection systems, gas systems, electric utilities and such other public works projects as are set forth in Tennessee Code Annotated, Section 5-11-102(9).

AND FURTHER AMEND in subdivision (1)(M) of the bill by inserting after the word "agency" where it appears therein the following:

" , including sales, leases and transfers to industrial, commercial and residential developer,"

AND FURTHER AMEND in Section 1 by deleting the number "10" where it appears therein and insert in lieu thereof the number "11".

AND FURTHER AMEND by inserting a new Section 5 following present Section 4 and renumbering the following sections accordingly:

**Section 5.**

(a) Except as herein otherwise expressly provided, all bonds issued by the agency shall be payable solely out of the revenues and receipts derived from the agency's projects or of any thereof as may be designated in the proceedings of the board of directors under which the bonds shall be authorized to be issued, including debt obligations of the lessee or contracting party obtained from or in connection with the financing of a project; provided, that notes issued in anticipation of the issuance of bonds may be retired out of the proceeds of such bonds. Such bonds may be executed and delivered by the agency at any time and from time to time may be in such form and denominations and of such terms and maturities, may be in registered or bearer form either as to principal or interest or both, may be payable in such installments and at such time or times not exceeding forty (40) years from the date thereof, may be payable at such place or places whether within or without the state of Tennessee, may bear interest at such rate or rates payable at such time or times and at such place or places and evidenced in such manner, may be executed by such officers of the agency and may contain such provisions not inconsistent herewith, all as shall be provided in the proceedings of the board of directors whereunder the bonds shall be authorized to be issued. If deemed advisable by the board of directors, there may be retained in the proceedings under which any bonds of the agency are authorized to be issued an option to redeem all or any part thereof as may be specified in such proceedings, at such price or prices and after such notice or notices and on such terms and conditions as may be set forth in such proceedings and as may be briefly recited in the face of the bonds, but

nothing herein contained shall be construed to confer on the agency any right or option to redeem any bonds except as may be provided in the proceedings under which they shall be issued. Any bonds of the agency may be sold at public or private sale in such manner, at such price and from time to time as may be determined by the board of directors of the agency to be most advantageous, and the agency may pay all expenses, premiums and commissions which its board of directors may deem necessary or advantageous in connection with the issuance thereof. Issuance by the agency of one or more series of bonds for one or more purposes shall not preclude it from issuing other bonds in connection with the same project or any other project, but the proceedings whereunder any subsequent bonds may be issued shall recognize and protect any prior pledge or mortgage made for any prior issue of bonds. Proceeds of bonds issued by the agency may be used for the purpose of constructing, acquiring, reconstructing, improving, equipping, furnishing, bettering, or extending any project or projects, including the payment of interest on the bonds during construction of any such project and for two (2) years after the estimated date of completion, and payment of engineering, fiscal, architectural and legal expenses incurred in connection with such project and the issuance of the bonds, and the establishment of a reasonable reserve fund for the payment of principal of and interest on such bonds in the event of a deficiency in the revenues and receipts available for such payment.

(b) Any bonds or notes of the agency at any time outstanding may at any time and from time to time be refunded by the agency by the issuance of its refunding bonds in such amount as the board of directors may deem necessary, but not exceeding the sum of the following:

(1) The principal amount of the obligations being refinanced;

(2) Applicable redemption premiums thereon;

(3) Unpaid interest on such obligations to the date of delivery or exchange of the refunding bonds;

(4) In the event the proceeds from the sale of the refunding bonds are to be deposited in trust as hereinafter provided, interest to accrue on such obligations from the date of delivery to the first or any subsequent available redemption date or dates selected, in its discretion, by the board of directors, or to the date or dates of maturity, whichever shall be determined by the board of directors to be most advantageous or necessary to the agency;

(5) a reasonable reserve for the payment of principal of and interest on such bonds and/or a renewal and replacement reserve;

(6) If the project to be constructed from the proceeds of the obligations being refinanced has not been completed, and amount sufficient to meet the interest charges on the refunding bonds during the construction of such project and for two (2) years after the estimated date of completion (but only to the extent that interest charges have not been capitalized from the proceeds of the obligations being refinanced); and

(7) Expenses, premiums and commissions of the agency, including bonds discount, deemed by the board of directors to be necessary for the issuance of the refunding bonds. A determination by the board of directors that any refinancing is advantageous or necessary to the agency, or that any of the amounts provided in the preceding sentence should be included in such refinancing, or that any of the obligations to be refinanced should be called for redemption on the first or any subsequent available redemption date of permitted to remain outstanding until their respective dates of maturity, shall be conclusive.

(c) Any such refunding may be effected whether the obligations to be refunded shall have then matured or shall thereafter mature, either by the exchange of the refunding bonds for the obligations to be refunded thereby with the consent of the holders of the obligations so to be refunded, or by sale of the refunding bonds and the application of the proceeds thereof to the payment of the obligations to be refunded thereby, and regardless of whether or not the obligations proposed to be refunded shall be payable on the same date or different dates or shall be due serially or otherwise.

(d) Prior to the issuance of the refunding bonds, the board of directors shall cause notice of its intention to issue the refunding bonds, identifying the obligations proposed to be refunded and setting forth the estimated date of delivery of the refunding bonds, to be given to the holders of the outstanding obligations by publication of an appropriate notice one (1) time each in a newspaper having general circulation in the area and in a financial newspaper published in New York, New York, and having national circulation. As soon as practicable after the delivery of the refunding bonds, and whether or not any of the obligations to be refunded are to be called for redemption, the board of directors shall cause notice of the issuance of



the refunding bonds to be given in the manner provided in the preceding sentence.

(e) If any of the obligations to be refunded are to be called for redemption the board of directors shall cause notice of redemption to be given in the manner required by the proceedings authorizing such outstanding obligations.

(f) The principal proceeds from the sale of any refunding bonds shall be applied only as follows: either,

(1) To the immediate payment and retirement of the obligations being refunded; or

(2) To the extent not required for the immediate payment of the obligations being refunded then such proceeds shall be deposited in trust to provide for the payment and retirement of the obligations being refunded, and to pay any expenses incurred in connection with such refunding, but provision may be made for the pledging and disposition of any surplus, including without limitation, provision for the pledging of any such surplus to the payment of the principal of and interest on any issue or series of refunding bonds. Money in any such trust fund may be invested in direct obligations of, or obligations the principal of and interest on which are guaranteed by the United States government, or obligations of any agency or instrumentality of the United States government, or in certificates of deposit issued by a bank or trust company located in the state of Tennessee if such certificates shall be secured by a pledge of any of said obligations having any aggregate market value, exclusive of accrued interest, equal at least to the principal amount of the certificates so secured. Nothing herein shall be construed as a limitation on the duration of any deposit in trust for the retirement of obligations being refunded but which shall not have matured and which shall not be presently redeemable or, if presently redeemable, shall not have been called for redemption.

(g) All such bonds, refunding bonds and the interest coupons applicable thereto are hereby made and shall be construed to be negotiable instruments.

(h) The principal of and interest on any bonds issued by the agency shall be secured by a pledge of the revenues and receipts out of which the same shall be made payable, and may be secured by a mortgage or deed of trust covering all or any part of the projects from which the revenues or receipts so pledged may be derived, including any enlargements of and additions to any such projects

thereafter made, and/or by an assignment and pledge of all or any part of the agency's interest in and rights under the leases, sale contracts or loan agreements relating to such projects, or any thereof. The resolution under which the bonds are authorized to be issued and any such mortgage or deed of trust may contain any agreements and provisions respecting the maintenance of the projects covered thereby, the fixing and collection of rents or payments with respect to any projects or portions thereof covered by such resolution, mortgage or deed of trust, the creation and maintenance of special funds from such revenues and from the proceeds of such bonds, and the rights and remedies available in the event of default, all as the board of directors shall deem advisable not in conflict with the provisions hereof. Each pledge, agreement, mortgage and deed of trust made for the benefit or security of any of the bonds of the agency shall continue effective until the principal of and interest on the bonds for the benefit of which the same were made shall have been fully paid. In the event of default in such payment or in any agreements of the agency made as a part of the contract under which the bonds were issued, whether contained in the proceedings authorizing the bonds or in any mortgage and deed of trust executed as security therefor, such payment or agreement may be enforced by suit, mandamus, the appointment of a receiver in equity, or by foreclosure of any such mortgage and deed of trust, or any one or more of said remedies.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1917, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	91
Noes . . . . .	0
Present and not voting . . . . .	4

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Representatives present and not voting were: Chiles, Henry (Roane), McKinney and Spence--4.

A motion to reconsider was tabled.

House Resolution No. 101--Relative to studying Wildlife Resources Commission.

Mr. Johnson moved that House Resolution No. 101 be adopted.

Mr. Hillis moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Resolution No. 101 by deleting from the fourth resolving clause the word "joint"

On motion, the amendment was adopted.

Thereupon, House Resolution No. 101, as amended, was adopted by the following vote:

Ayes . . . . .	93
Noes . . . . .	0
Present and not voting . . . . .	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

Representative present and not voting was: Spence--1.

A motion to reconsider was tabled.

Mr. Copeland moved that the rules be suspended for the purpose of considering House Joint Resolution No. 376 out of order, which motion prevailed.

House Joint Resolution No. 376--Relative to urging Congress to improve economy.

## THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion, of Mr. Copeland, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Withers moved that the rules be suspended for the purpose of introducing House Resolution No. 111 out of order, which motion failed by the following vote:

Ayes . . . . .	41
Noes . . . . .	40
Present and not voting . . . . .	7

Representatives voting aye were: Akard, Baker, Bragg, Brewer, Burnett, Carter, Clark (Davidson), Cobb, Covington, Davidson, Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Ellis, Gaia, Gill, Hillis, Jared, Johnson, Jones, Kernell, King (Shelby), Love, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Naifeh, Owen, Pruitt, Richardson, Robinson (Hamilton), Shirley, Spence, Starnes, Turner, Wheeler, Withers and Work--41.

Representatives voting no were: Bell (Knox), Bell (Wilson), Bewley, Buck, Chiles, Clark (Sumner), Davis (Gibson), Duer, Ford, Frensey, Harrill, Henry (Blount), Henry (Roane), Hurley, Huskey, Kent, King (Washington), McAfee, McNally, Montgomery, Moore, Murray, Percy, Pickering, Rhinehart, Robertson, Robinson (Washington), Scruggs, Severance, Small, Smith, Stallings, Sterling, Ussery, Wallace, Webb, Whitson, Wix, Wolfe and Wood--40.

Representatives present and not voting were: Duncan, Hudson, Lashlee, Shockley, Sir, Stafford and Tanner--7.

### HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1332--To amend Title 67, Chapter 20, Code.

#### SENATE AMENDMENT NO. 1

Amend House Bill No. 1332 by deleting the amendatory language in Section 2 in its entirety and substituting the following in lieu thereof:

"When such suits have been filed in circuit or chancery courts, and the tax attorney fails to prosecute such suits to a sale of the property within three (3) years from date of filing of the suit, the State Commissioner of Revenue shall notify the District Attorney General who shall have the power, and it is his duty to employ an attorney for prosecution of such suits as if suits had not been filed under the provision of this chapter. Revenues from previously uncollected taxes resulting from suits prosecuted by the tax attorney employed by the District Attorney General in

accordance with this section shall not be considered revenue to the County but all such delinquent taxes, interest, penalties and cost above prosecution cost as provided in Section 67-2005 shall be received by the treasurer of the State of Tennessee and added to the State Board of Equalization loan fund as funding for state share and loan for counties' and cities' share of reappraisal and equalization programs approved by the State Board of Equalization."

Mr. Wallace moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes . . . . .	94
Noes . . . . .	0
Present and not voting . . . . .	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representative present and not voting was: Frensley--1.

A motion to reconsider was tabled.

#### HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1730--To allow payroll deductions, membership dues.

#### SENATE AMENDMENT NO. 2

Amend House Bill No. 1730 by deleting Section 2 in its entirety and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 8-23-204 (b) (2), is amended by deleting the item in its entirety and substituting instead the following language:

(2) Any employee who engages or participates in a work stoppage or who authorizes or encourages a work stoppage shall be guilty of gross misconduct and shall immediately

forfeit the authorized automatic deduction of membership dues.

Provided, however, two (2) years after the work stoppage occurs any employee in good standing who participated in the work stoppage may apply to have his automatic deduction of membership dues reinstated subject to the approval of the Commissioner or his designee of the department with responsibility for the work location or facility where the work stoppage has occurred, along with the Commissioner of Personnel.

Mr. Rhinehart moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes . . . . .	75
Noes . . . . .	12
Present and not voting . . . . .	2

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Gaia, Gill, Henry (Blount), Henry (Roane), Hillis, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Miller, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Spence, Stallings, Starnes, Tanner, Turner, Ussery, Webb, Wheeler, Whitson, Withers, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--75.

Representatives voting no were: Carter, Duncan, Frensley, Harrill, Hudson, McAfee, Montgomery, Moore, Small, Stafford, Sterling and Wolfe--12.

Representatives present and not voting were: Baker and Wallace--2.

A motion to reconsider was tabled.

### SENATE AMENDMENT NO. 3

Amend House Bill No. 1730 by adding a new section immediately preceding the effective date section which reads as follows:

"SECTION 3. Any employee of the State of Tennessee who engages or participates in a work stoppage or who authorizes or encourages a work stoppage may be liable to the State or any person adversely affected by the work stoppage for the actual damages incurred as the result of the work stoppage. Such

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

employees shall be subject to suit in a court of competent jurisdiction in the county where the work stoppage occurred."

Mr. Rhinehart moved that the House non-concur in Senate Amendment No. 3, which motion prevailed by the following vote:

Ayes . . . . .	48
Noes . . . . .	42

Representatives voting aye were: Akard, Bell (Wilson), Bivens, Bragg, Brewer, Burnett, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Ellis, Gaia, Gill, Hillis, Jared, Jones, Kernell, King (Shelby), Lashlee, Love, McKinney, Miller, Montgomery, Murphy (Davidson), Murphy (Shelby), Murray, Owen, Phillips, Pruitt, Rhinehart, Robinson (Hamilton), Sir, Spence, Stallings, Starnes, Wheeler, Withers, Wix, Work, Yelton and Mr. Speaker McWherter--48.

Representatives voting no were: Baker, Bell (Knox), Bewley, Buck, Carter, Chiles, Clark (Sumner), Copeland, Duer, Duncan, Ford, Frensley, Harrill, Henry (Blount), Henry (Roane), Hudson, Hurley, Huskey, Johnson, Kent, King (Washington), McAfee, McNally, Moore, Naifeh, Percy, Robertson, Robinson (Washington), Scruggs, Severance, Shockley, Small, Smith, Stafford, Sterling, Tanner, Ussery, Wallace, Webb, Whitson, Wolfe and Wood--42.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bill No.:

388--To amend Chapter 1, Title 36, Code; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**NOTICE PURSUANT TO RULE NO. 57**

Pursuant to Rule No. 57, sponsors gave notice of their intentions to consider the following measures from the Senate on Wednesday, March 17, 1982:

House Bill No. 388--Cobb

House Bill No. 1511--McNally

Mr. Shirley moved that the rules be suspended for the purpose of introducing House Resolution No. 112 out of order, which motion prevailed.

House Resolution No. 112--Relative to the memory, Ollie Smith--By Shirley.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Shirley, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Shirley moved that the rules be suspended for the purpose of introducing House Resolution No. 113 out of order, which motion prevailed.

House Resolution No. 113--Relative to congratulating Memphis Prep High School football team--By Shirley.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Shirley, the resolution was adopted.

A motion to reconsider was tabled.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

252--To amend Local Option Act.

The Senate refused to recede from its action in nonconcurring in House Amendments Nos. 1, 2, 3, 4, 17, 18 and 19.

The Speaker appointed a Conference Committee composed of Senators Ford, Hamilton, Darnell, Ashe and Koella to confer with a like committee from the House in resolving the differences of the two bodies on Senate Bill No. 252.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

Mr. Miller moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 252, which motion prevailed.

**APPOINTMENT OF CONFERENCE COMMITTEE**

The Speaker appointed Representatives Miller, Murray, Bell (Knox), Stafford and Henry (Blount) as the Conference Committee on Senate Bill No. 252.

Mr. Ford moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 379 out of order, which motion prevailed.



**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

House Joint Resolution No. 379--Relative to honoring Pamela Hurley--By Ford, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Ford, the resolution was adopted.

A motion to reconsider was tabled.

**NOTICE TO OVERRIDE VETO**

MR. SPEAKER: I hereby file notice under House Rule No. 77 that I plan to move Senate Bill No. 323 for passage, notwithstanding the objections of the Executive.

REP. JERRY JARED

Under the rules, the notice lies over.

Mr. Speaker McWherter moved that the rules be suspended in order for the House to meet as a Committee of the Whole on Monday, March 15, 1982, which motion prevailed.

Mr. Speaker McWherter moved that the House reconsider its action in adopting the motion, which motion prevailed.

Mr. Scruggs moved that the House not meet as a Committee of the whole on Monday, which motion prevailed.

Mr. Scruggs moved that all House Standing Committees meet in the House Chamber at 2:30 p.m. on Monday, March 15, 1982, which motion prevailed.

**SECOND ROLL CALL**

The roll call was taken with the following results:

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Present . . . . . 98

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frenslley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

**INTRODUCTION OF RESOLUTIONS**

House Joint Resolution No. 371--Relative to congratulating Fred Dettwiller--By Covington.

Under the rules, House Joint Resolution No. 371 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 372--Relative to recess, Ninety-Second General Assembly--By Burnett and Henry (Roane).

Under the rules, House Joint Resolution No. 372 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 375--Relative to congratulating Holston High School football team--By Smith, Scruggs, Bell (Knox), Severance, Miller, Owen and Hudson.

Under the rules, House Joint Resolution No. 375 was referred to the Committee on Calendar and Rules.

House Resolution No. 107--Relative to study nuclear plants, TVA--By Bell (Wilson), Wix, Wolfe, Davis (Pickett) and McNally.

The Speaker referred House Resolution No. 107 to the Committee on State and Local Government.

House Resolution No. 109--Relative to honoring Willie Jones--By Murphy (Davidson), Chiles and Cobb.

Under the rules, House Resolution No. 109 was referred to the Committee on Calendar and Rules.

**INTRODUCTION OF BILLS**

House Bill No. 2265--To provide funds for education--By Lashlee and Chiles.

Passed first consideration.

House Bill No. 2266--To make certain provisions, teacher's retirement--By Rhinehart and Work.

Passed first consideration.

House Bill No. 2267--To abolish Juvenile Court, Dickson County--By Work.

Passed first consideration.

House Bill No. 2268--To permit certain counties to levy privilege tax, gasoline--By King (Shelby).

Passed first consideration.

House Bill No. 2269--To provide that county clerk be probate clerk, Williamson County--By Frensley and Phillips.

Passed first consideration.

House Bill No. 2270--To amend the Water Quality Control Act of 1977--By Bivens.

Passed first consideration.

House Bill No. 2271--To provide for hot mix asphalt facilities, Montgomery County--By Pickering.

Passed first consideration.

House Bill No. 2272--To regulate juvenile court jurisdiction, Lincoln County--By Sir.

Passed first consideration.

House Bill No. 2273--To regulate severance tax, White County--By Hillis.

Passed first consideration.

House Bill No. 2274--To regulate purchasing, Madison County--By Wallace and Baker.

Passed first consideration.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

House Bill No. 2275--To restrict holders, certain alcoholic beverage licenses--By Rhinehart, Clark (Sumner), Bell (Knox) and Severance.

Passed first consideration.

House Bill No. 2276--To regulate eminent domain powers, hospitals--By Henry (Roane).

Passed first consideration.

House Bill No. 2277--To amend Section 57-4-306, Code--By Davis (Hamilton).

Passed first consideration.

House Bill No. 2278--To remove certain requirements imposed on Attorney General--By Davis (Hamilton) and Starnes.

Passed first consideration.

House Bill No. 2279--To set jurisdiction, certain city judges--By DePriest.

Passed first consideration.

**SENATE BILLS ON FIRST CONSIDERATION**

Senate Bill No. 1403--To regulate voting requirements.

Passed first consideration.

Senate Bill No. 1473--To regulate payroll deductions, certain dues.

Passed first consideration.

Senate Bill No. 1479--To regulate rates, certain automobile insurance.

Passed first consideration.

Senate Bill No. 1702--To regulate Tennessee Governmental Tort Liability Act.

Passed first consideration.

Senate Bill No. 1722--To regulate appointment, limited guardian.

Passed first consideration.

Senate Bill No. 1741--To regulate subpoenas, certain attorneys on Intergovernmental Relations.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Passed first consideration.

Senate Bill No. 1860--To regulate Tennessee Advisory Commission on Intergovernmental Relations.

Passed first consideration.

Senate Bill No. 1934--To amend Title 16, Chapter 15, Code.

Passed first consideration.

Senate Bill No. 1945--To regulate interchange, general sessions judges.

Passed first consideration.

Senate Bill No. 2014--To require certain reportings, correctional facilities.

Passed first consideration.

Senate Bill No. 2041--To regulate nonresident license fees.

Passed first consideration.

Senate Bill No. 2208--To enact Tennessee Volunteer Relief Network Act of 1982.

Passed first consideration.

Senate Bill No. 2243--To regulate state library system and regional library boards.

Passed first consideration.

**SENATE BILL ON SECOND CONSIDERATION**

Senate Bill No. 1515--To regulate Water Quality Control Act of 1977.

Passed second consideration and referred to Committee on Conservation and Environment.

**HOUSE BILLS ON SECOND CONSIDERATION**

House Bill No. 2251--To amend charter, Bristol.

Passed second consideration and held without reference.

House Bill No. 2252--To amend Section 3-1-103, Code.

Passed second consideration and referred to Committee on State and Local Government.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

House Bill No. 2253--To apportion state representative districts.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 2254--To amend the Uniform Nepotism Policy Act.

Passed second consideration and referred to Committee on Labor and Consumer Affairs.

House Bill No. 2255--To regulate mechanics' and materialmen's liens.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 2256--To amend Title 29, Chapter 20, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 2257--To specify election dates, certain cities.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 2258--to provide for general sessions judge, Lawrence County.

Passed second consideration and held without reference.

House Bill No. 2259--To regulate privilege tax, Montgomery County.

Passed second consideration and held without reference.

House Bill No. 2261--To provide for hot mix asphalt facilities, Montgomery County.

Passed second consideration and held without reference.

House Bill No. 2262--To amend Section 45-3-902, Code.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 2263--To provide for class membership size, certain grades.

Passed second consideration and referred to Committee on Education.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

House Bill No. 2264--To amend Charter, Carthage.

Passed second consideration and held without reference.

**ENGROSSED BILLS**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1474; and House Joint Resolution No. 377; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Bills Nos.:

1575--To amend Section 29-18-130, Code;

1662--To regulate limitations, certain vehicles;

2284--To levy privilege tax, lodgings, Lake City;

2307--To amend Charter, Lake City; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to return to the House, House Joint Resolution No.:

377--Relative to recess, House of Representatives; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to return to the House, House Bills Nos.:

1444--To authorize issuance, certain general obligation bonds;

1475--To allow credit for military services, retirement;

2179--To create Probate and Juvenile Court, Dickson County; all

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENGROSSED BILLS**

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1832, 1833, 1893, 2004, 2237 and 2238; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

2237--To regulate Court of General Sessions, Madison County;

2238--To regulate Court of General Sessions, Madison County; both substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES**

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 1825, 1891, 2212, 2219, 2240 and 2251.

**MOTIONS**

On motion of Mr. Wheeler House Bill No. 1965 was recalled from the Committee on State and Local Government.

On motion of Mr. Wheeler, House Bill No. 1965 was withdrawn from the House.

On motion of Mr. Wheeler, House Bill No. 43 was recalled from the Committee on Transportation.

On motion of Mr. Wheeler, House Bill No. 43 was withdrawn from the House.



**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Bills Nos.:

2037--To make certain requirements, automobile liability policies;

2047--To regulate standard valuation law for life insurance;

2118--To regulate leasing of property to blind persons;

2138--To regulate production, oil and gas;

2145--To define fire bomb;

2156--To regulate consumer protection;

2161--To amend Industrial Development Corporation Act;

2206--To regulate lease, tangible personal property; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENROLLED BILLS**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1625 and 2216; and House Joint Resolutions Nos. 305, 335, 349, 357, 367, 368, 369 and 373; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**SIGNED**

The Speaker announced that he had signed the following: House Bill No. 2216; and House Joint Resolution No. 373.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to the House, House Bill No. 2216; also House Joint Resolution No. 373; both signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

**REPORT OF CHIEF ENGROSSING CLERK**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill No. 2216; and House Joint Resolution No. 373; for his action.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to return to the House, House Bills Nos. 1350, 1499, 1568, 1634, 1744, and 1760; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1350, 1499, 1568, 1634, 1744 and 1760; for his action.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**ENGROSSED BILLS**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1014, 1443, 1614, 1620 and 1917; and House Joint Resolutions Nos. 376 and 379; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**SIGNED**

The Speaker announced that he had signed the following: House Bill No. 1625; and House Joint Resolutions Nos. 305, 335, 349, 357, 367, 368 and 369.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Bills Nos. 1524, 1531, 1604, 1608, 1613, 1619, 1655, 1721, 1785, 2280 and 2323; also, Senate Joint Resolutions Nos. 171, 188, 226, 227, 232,

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

242, 244 and 248; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**SIGNED**

The Speaker announced that he had signed the following: Senate Bills Nos. 1524, 1531, 1604, 1608, 1613, 1619, 1655, 1721, 1785, 2280 and 2323; and Senate Joint Resolutions Nos. 171, 188, 226, 227, 232, 242, 244 and 248.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, March 17, 1982: House Bills Nos. 916, 1468, 111, 1500, 2118, 1875, 1582, 1638, 1559, 1994, 1639, 1922, 2005, 1781, 1685, 1863, 1867, 1868, 1869, 1651, 1686, 1709, 1570, 2018, 1435, 1617, 1616, 1458, 2060 and 1545.

GILL, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Wednesday, March 17, 1982: House Resolution No. 99; House Bills Nos. 1758, 1966, 1528, 1085, 1825, 1891, 2212, 2219, 2240, 2251; House Resolution No. 109; House Joint Resolutions Nos. 361, 362, 363, 364, 365, 370, 371, 375; Senate Joint Resolutions Nos. 201, 228 and 236.

GILL, Chairman.

**REQUEST TO CHANGE VOTE**

Mrs. Duer asked to be recorded as changing her vote from "aye" to "no" on the motion to concur in Senate Amendment No. 1 to House Bill No. 1625.

**RULES SUSPENDED**

Mr. Gill moved that the rules be suspended in order for all bills pre-filed today to pass on first consideration, which motion prevailed.

**INTRODUCTION OF BILLS**

House Bill No. 2280--To regulate payment of expenses, certain criminal cases--By Burnett and Henry (Roane).

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

Passed first consideration.

House Bill No. 2281--To regulate consumption of alcoholic beverages--By Rhinehart.

Passed first consideration.

House Bill No. 2282--To designate a board of commissioners, Warren-Viola Utility District--By Rhinehart and Hillis.

Passed first consideration.

House Bill No. 2283--To appropriate funds, certain optometry education--By Ford and Spence.

Passed first consideration.

House Bill No. 2284--To make certain provisions, Lake City--By Wheeler.

Passed first consideration.

House Bill No. 2285--To create juvenile court, Marion County--By Rhinehart.

Passed first consideration.

House Bill No. 2286--To regulate Civil Service System, Board of Education, certain counties--By Wheeler, McNally, Henry (Roane) and Robertson.

Passed first consideration.

House Bill No. 2287--To prohibit open beer in public places, Dickson County--By Work.

Passed first consideration.

House Bill No. 2288--To create juvenile court, Sequatchie County--By Rhinehart and Johnson.

Passed first consideration.

House Bill No. 2289--To amend Title 49, Code--By Bivens.

Passed first consideration.

House Bill No. 2290--To regulate display of campaign materials, Bradley County--By Bivens and Webb.

Passed first consideration.

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

House Bill No. 2291--To excuse payment of delinquent taxes, certain instances--By Shirley.

Passed first consideration.

House Bill No. 2292--To impose penalties for malicious trespass--By Pickering and Ussery.

Passed first consideration.

House Bill No. 2293--To set jurisdiction, certain city judges--By DePriest.

Passed first consideration.

House Bill No. 2294--To regulate areas for annexation--By Owen.

Passed first consideration.

House Bill No. 2295--To amend Title 70, Chapter 3, Code--By Burnett.

Passed first consideration.

House Bill No. 2296--To make certain provisions, student health records--By Davidson.

Passed first consideration.

House Bill No. 2297--To regulate salaries, general sessions judges, Hawkins County--By Hurley.

Passed first consideration.

House Bill No. 2298--To provide for distribution, liquor tax proceeds--By Starnes.

Passed first consideration.

House Bill No. 2299--To enact "Annexation with Representation Act"--By Owen.

Passed first consideration.

**ENROLLED BILLS**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1332, 1444, 1475, 1881, 2016, 2062, 2140, 2153, 2174, 2176, 2179, 2214, 2220, 2226, 2237 and 2238; House Resolution No. 108; and House Joint Resolutions Nos. 374 and

**THURSDAY, MARCH 11, 1982--80th LEGISLATIVE DAY**

377; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**SIGNED**

The Speaker announced that he had signed the following: House Bills Nos. 1332, 1444, 1475, 1881, 2016, 2062, 2140, 2153, 2174, 2176, 2179, 2214, 2220, 2226, 2237 and 2238; House Resolution No. 108; and House Joint Resolutions Nos. 374 and 377.

Mr. Bragg moved that pursuant to House Joint Resolution No. 377, the House adjourn until 2:00 p.m. Wednesday, March 17, 1982, which motion prevailed.